

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

EASTMAN KODAK COMPANY,

Plaintiff,

vs.

SAMSUNG ELECTRONICS COMPANY,  
LTD.; SAMSUNG ELECTRONICS  
AMERICA, INC.; SAMSUNG  
TELECOMMUNICATIONS AMERICA,  
LLC; LG ELECTRONICS, INC.; LG  
ELECTRONICS USA, INC.; and LG  
ELECTRONICS MOBILECOMM USA,  
INC.,

Defendants.

Civil Action

No. 08-CV-6511T

STIPULATION AND ORDER

Pursuant to Fed. R. Civ. P. 41(a), Plaintiff Eastman Kodak Company (Kodak) and Defendants Samsung Electronics Company, Ltd., Samsung Electronics America, Inc., and Samsung Telecommunications America, LLC (collectively, Samsung) having entered into a settlement agreement and terms sheets, and each having executed the agreements, hereby stipulate to:

(1) Dismissal with prejudice of all of Kodak's claims against Samsung in this action; and

(2) Dismissal with prejudice of all of Samsung's counterclaims in this action.

Each party will bear its own costs and attorneys' fees.



Dated: February 3, 2010

By: /s/ Paul J. Yesawich, III

Paul J. Yesawich, III

Laura W. Smalley

Neal L. Slifkin

HARRIS BEACH PLLC

99 Garnsey Road

Pittsford, New York 14534

(585) 419-8800 (Telephone)

(585) 419-8813 (Facsimile)

pyesawich@harrisbeach.com

*Admitted Pro Hac Vice:*

William F. Lee

John J. Regan

Michael J. Summersgill

Monica Grewal

Richard W. O'Neill

Kate Saxton

WILMER CUTLER PICKERING HALE AND DORR LLP

60 State Street

Boston, Massachusetts 02109

(617) 526-6000 (Telephone)

(617) 526-5000 (Facsimile)

S. Calvin Walden

WILMER CUTLER PICKERING HALE AND DORR LLP

399 Park Avenue

New York, New York 10022

(212) 230-8000 (Telephone)

(212) 230-8888 (Facsimile)

Grant Rowan

Nina S. Tallon

WILMER CUTLER PICKERING HALE AND DORR LLP

1875 Pennsylvania Ave., NW

Washington, DC 20006

(202) 663-6000 (Telephone)

(202) 663-6363 (Facsimile)

**Counsel for Plaintiff Eastman Kodak  
Company**





Dated: February 3, 2010

By: /s/ David Rothenberg

David Rothenberg  
GEIGER AND ROTHENBERG, LLP  
800 Times Square Building  
45 Exchange Street  
Rochester, NY 14614  
(585) 232-1946 (Telephone)  
(585) 232-4746 (Facsimile)

Robert S. Berezin  
WEIL, GOTSHAL & MANGES LLP  
757 Fifth Avenue  
New York, NY 10153  
(212) 310-8000 (Telephone)  
(212) 833-3007 (Facsimile)

Ronald J. Pabis  
Brian E. Ferguson  
WEIL, GOTSHAL & MANGES LLP  
1300 Eye Street, N.W., Suite  
900  
Washington, D.C. 20005  
(202) 682-7000 (Telephone)  
(202) 857-0940 (Facsimile)

Matthew D. Powers  
Steven S. Cherensky  
Anne Cappella  
WEIL, GOTSHAL & MANGES LLP  
201 Redwood Shores Parkway  
Redwood Shores, CA 94065  
(650) 802-3000 (Telephone)  
(650) 802-3100 (Facsimile)

**Counsel for Defendants  
Samsung Electronics Company,  
Ltd., Samsung Electronics  
America, Inc., and Samsung  
Telecommunications America,  
LLC**

SO ORDERED this 4<sup>th</sup> day of February, 2010

S/ MICHAEL A. TELESCA

United States District Judge